ssm

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO. 3420 OF 2007
IN
APPEAL NO. 748 OF 2000
IN
ARBITRATION PETITION NO. 65 OF 2000

Union of India ...Appellant.
Vs.
M/s. R.K. Goel & Associates. ...Respondent.

Mr. D.A. Dubey with Mr. Anil C. Singh for the appellant.
Mr. Y. Jhon i/by Mr. S.R. Borulkar for respondent.

CORAM : DR.S.RADHAKRISHNAN &
ANOOP V. MOHTA, JJ.
DATED : 22ND NOVEMBER, 2007

P.C.

. Heard the learned counsel for the appellant and the learned counsel for the respondent. Perused the affidavit in support of the Notice of Motion. For the reasons stated in the affidavit in support of Notice of Motion, sufficient cause is made out to recall the order dated 25th June, 2007 whereby the appeal has been dismissed in default. There is no case of inaction, negligence or want of bonafide on the part of the appellant. Hence, the Notice of Motion is made absolute in terms of prayer clause (a).

2. Place the appeal on board for final hearing on 3rd December, 2007.

(ANOOP V. MOHTA, J.) **(DR.S.RADHAKRISHNAN,J.)**